

CLAUSE I-143 – USE AND POSSESSION PRIOR TO COMPLETION (August 2002)

- (a) SURA shall have the right to take possession of or use any completed or partially completed part of the work. Before taking possession of or using any work, SURA shall furnish the Subcontractor a list of items of work remaining to be performed or corrected on those portions of the work that SURA intends to take possession of or use. However, failure of SURA to list any item of work shall not relieve the Subcontractor of responsibility for complying with the terms of the subcontract. SURA's possession or use shall not be deemed an acceptance of any work under the subcontract.
- (b) While SURA has such possession or use, the Subcontractor shall be relieved of the responsibility for the loss of or damage to the work resulting from SURA's possession or use, notwithstanding the terms of the clause in this subcontract entitled "Permits and Responsibilities." If prior possession or use by SURA delays the progress of the work or causes additional expense to the Subcontractor, an equitable adjustment shall be made in the subcontract price or the time of completion, and the subcontract shall be modified in writing accordingly.